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6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA
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9 Essie McDaniel,

10 Plaintiff,

11 v.

12 Eric Shinseki, Secretary, Department of *et*
al.,

13 Defendants.
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Case No. 2:13-cv-2353-JAD-CWH

Order

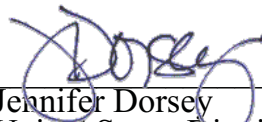
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17 On January 16, 2014, Magistrate Judge Hoffman recommended that this Court deny
18 plaintiff's *in forma pauperis* status & order plaintiff to submit a completed application or
19 pay the \$400.00 filing fee. Doc. 4 at 2. Judge Hoffman's recommendation noted that
20 "Failure to comply with that order will result in a recommendation that this action be
21 dismissed." *Id.* On February 13, 2014, this Court adopted Judge Hoffman's report and
22 recommendation and gave plaintiff until March 13, 2014, to refile or pay the filing fee. Doc.
23 4 at 2. Plaintiff has not paid the filing fee or otherwise responded to the Court's order.

24 District courts have the inherent power to control their dockets and "[i]n the exercise
25 of that power, they may impose sanctions including, where appropriate . . . dismissal" of a
26 case. *Thompson v. Hous. Auth. of City of Los Angeles*, 782 F.2d 829, 831 (9th Cir. 1986). A
27 court may dismiss an action, with prejudice, based on a party's failure to prosecute an action,
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1 failure to obey a court order, or failure to comply with local rules. *See Ghazali v. Moran*, 46
2 F.3d 52, 53-54 (9th Cir. 1995) (dismissal for noncompliance with local rule); *Ferdik v.*
3 *Bonzelet*, 963 F.2d 1258, 1260-61 (9th Cir. 1992) (dismissal for failure to comply with an
4 order requiring amendment of complaint); *Carey v. King*, 856 F.2d 1439, 1440-41 (9th Cir.
5 1988) (dismissal for failure to comply with local rule requiring *pro se* plaintiffs to keep court
6 apprised of address); *Malone v. U.S. Postal Service*, 833 F.2d 128, 130 (9th Cir. 1987)
7 (dismissal for failure to comply with court order); *Henderson v. Duncan*, 779 F.2d 1421,
8 1424 (9th Cir. 1986) (dismissal for lack of prosecution and failure to comply with local
9 rules). In the interest of justice, this Court will provide plaintiff one last opportunity to pay
10 the filing fee before this case is dismissed.

11 Accordingly, **IT IS HEREBY ORDERED** that Plaintiff must pay the \$400 filing fee
12 by August 20, 2014, or this case will be dismissed.

13 Dated: July 21, 2014.

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16 Jennifer Dorsey
United States District Judge